



Atty Dkt No. 8325-0012  
Client No. S12-US1

## DECLARATION FOR UTILITY PATENT APPLICATION

AS A BELOW-NAMED INVENTOR, I HEREBY DECLARE THAT:  
My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if more than one name is listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHODS FOR BINDING AN EXOGENOUS MOLECULE TO CELLULAR CHROMATIN the specification of which

       is attached hereto  
X was filed on April 27, 2001

and assigned Serial No. 09/844,662.

I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE.

I acknowledge and understand that I am an individual who has a duty to disclose information which is material to the patentability of the claims of this application in accordance with Title 37, Code of Federal Regulations, §§ 1.56(a) and (b) which state:

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section.

The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98.

However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated

through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

(1) prior art cited in search reports of a foreign patent office in a counterpart application, and

(2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office,  
or

(ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

I do not know and do not believe this invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to said application. This invention was not in public use or on sale in the United States of America more than one year prior to this application. This invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on any application filed by me or my legal representatives or assigns more than six months prior to this application.

I hereby claim priority benefits under Title 35, United States Code § 119(e)(1) of any United States provisional application(s) for patent as indicated below and have also identified below any application for patent on this invention having a filing date before that of the application for patent on which priority is claimed:

<u>Application No.</u>	<u>Date of Filing (day/month/year)</u>	<u>Priority Claimed</u>
60/200,590	April 28, 2000	Yes <input checked="" type="checkbox"/> No _____

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) and (b) set forth above which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.:

Filing Date:

Status (patented, pending, abandoned):

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature: Eva Raschke

Date 9/17/01

Full Name of Inventor: Eva RASCHKE

Citizenship: DE

Residence: Berkeley, CA

Post Office Address: 1626 Berkeley Way #B, Berkeley, CA 94703

Signature: Alan P. WOLFFE

Date 9/17/01

Full Name of Inventor: Alan P. WOLFFE

Citizenship: UK

Residence: Orinda, CA

Post Office Address: 155 Alice Lane, Orinda, CA 94563

Signature: Casey C. CASE

Date 9-17-01

Full Name of Inventor: Casey C. CASE

Citizenship: US

Residence: San Mateo, CA

Post Office Address: 605 Barroilhet Avenue, San Mateo, CA 94022



Atty Dkt No. 8325-0012  
Client No. S12-US1  
PATENT

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on 27 Sept 2001.

9/27/01  
Date

Susan LaMont  
Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

RASCHKE et al.

Confirmation No.: 9004

Serial No.: 09/844,662

Group Art Unit: 1645

Filing Date: April 27, 2001

Examiner: Unassigned

Title: METHODS FOR BINDING AN EXOGENOUS MOLECULE TO  
CELLULAR CHROMATIN

**POWER OF ATTORNEY BY ASSIGNEE**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

SANGAMO BIOSCIENCES, INC., assignee of the above-identified application by assignment (copy attached), hereby appoints Sean Brennan, Ph.D., Reg. No. 39,917; Roberta L. Robins, Reg. No. 33,208; Dahna S. Pasternak, Reg. No. 41,411; and Gary R. Fabian, Ph.D., Reg. No. 33,875 as its attorneys/agents with full power of substitution to prosecute this application and to transact all business in the Patent and Trademark Office in connection therewith.

Atty Dkt No. 8325-0012  
USSN: 09/844,662  
PATENT

Please address all further communications to Dahna S. Pasternak at the following address:

Customer No. 20855  
ROBINS & ASSOCIATES  
90 Middlefield Road, Suite 200  
Menlo Park, CA 94025  
Telephone: (650) 325-7812  
Fax: (650) 325-7823.

Date: 9-17-01

  
SANGAMO BIOSCIENCES, INC.  
Name: Peter Bluford  
Title: VP, Corp. Development

## ASSIGNMENT

JOINT

THIS ASSIGNMENT, by Eva RASCHKE; Alan P. WOLFFE and Casey C. CASE (hereinafter referred to as the assignors), residing at Berkeley, CA; Orinda, CA and San Mateo CA respectively, witnesseth:

WHEREAS, the said assignors have invented certain new and useful improvements in METHODS FOR BINDING AN EXOGENOUS MOLECULE TO CELLULAR CHROMATIN set forth in an application for Letters Patent of the United States, bearing Serial No. 09/844,662 and filed on April 27, 2001; and

WHEREAS, Sangamo BioSciences, Inc. a corporation duly organized under and pursuant to the laws of Delaware, and having its principal place of business at Point Richmond Tech Center 501 Canal Blvd., Suite A100 Richmond, CA 94804 (hereinafter referred to as the assignee) is desirous of acquiring the entire right, title and interest in and to said inventions and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient considerations, the receipt of which is hereby acknowledged, the said assignors have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over, unto the assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations, and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Union for the Protection of Industrial Property, the same to be held and enjoyed by the said assignee, for its own use and behoof and the use and behoof of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignors, had this sale and assignment not been made.

AND for the same consideration, the said assignors hereby covenant and agree to and with the said assignee, its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, the said assignors are the sole and lawful owners of the entire right, title and interest in and to the said inventions and the application for Letters Patent above-mentioned, and that the same are

unencumbered and that the said assignors have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND for the same consideration, the said assignors hereby covenant and agree to and with the said assignee, its successors, legal representatives and assigns, that the said assignors will, whenever counsel of the said assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-in-part of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said assignee, its successors, legal representatives and assigns, but at the cost and expense of the said assignee, its successors, legal representatives and assigns.

AND the said assignors hereby request the Commissioner of Patents to issue said Letters Patent of the United States to the said assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use and behoof of the said assignee, its successors, legal representatives and assigns.

Date 9/17/01 Name of Inventor Eva Raschke  
Eva RASCHKE

Date 9/17/01 Name of Inventor Alan P. Wolfe  
Alan P. WOLFE

Date 9-17-01 Name of Inventor Casey C. Case  
Casey C. CASE

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address):

TELEPHONE AND FAX NOS.:

FOR COURT USE ONLY

(415) 442-0900  
 W. SCOTT THOMAS, ESQ. (STATE BAR NO. 6359)  
 BROBECK, PHLEGGER & HARRISON LLP  
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Fax: (415) 442-1010

San Francisco, CA 94105  
 ATTORNEY FOR (Name): Elizabeth J. Wolffe

SUPERIOR COURT OF CALIFORNIA, COUNTY OF

STREET ADDRESS: 725 Court St., Room 103

MAILING ADDRESS:

CITY AND ZIP CODE: Martinez, CA 94553-1233

BRANCH NAME:

ESTATE OF (Name): ALAN P. WOLFFE

DECEDENT



FILED  
AUG 30 2001

K. T. TURNER CLERK OF COURT, CLERK'S OFFICE  
SUPERIOR COURT OF CALIFORNIA, MARTINEZ DIVISION  
BY: *Elizabeth J. Wolffe*

## ORDER FOR PROBATE

## ORDER

 Executor

## APPOINTING

 Administrator with Will Annexed Administrator  Special Administrator*W.M.*  Order Authorizing Independent Administration of Estate with full authority  with limited authority

CASE NUMBER:

PO 1 - 01211

## WARNING: THIS APPOINTMENT IS NOT EFFECTIVE UNTIL LETTERS HAVE ISSUED.

1. Date of hearing:

Time:

Dept./Room:

Judge:

## THE COURT FINDS

2. a. All notices required by law have been given.

b. Decedent died on (date): 05/26/01

(1)  a resident of the California county named above.(2)  a nonresident of California and left an estate in the county named above.

c. Decedent died

(1)  intestate(2)  testate

and decedent's will dated: July 24, 1996

and each codicil dated:

was admitted to probate by Minute Order on (date):

## THE COURT ORDERS

3. (Name): Elizabeth J. Wolffe

is appointed personal representative:

a.  executor of the decedent's willd.  special administratorb.  administrator with will annexed*D.G.* (1)  with general powersc.  administrator(2)  with special powers as specified in Attachment 3d(2)

and letters shall issue on qualification.

(3)  without notice of hearing(4)  letters will expire on (date):4. a.  Full Authority is granted to administer the estate under the Independent Administration of Estates Act.b.  Limited authority is granted to administer the estate under the Independent Administration of Estates Act (there is no authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property).5. a.  Bond is not required.

to be furnished by an authorized surety company or as otherwise

b.  Bond is fixed at: \$ provided by law.

are ordered to be placed in a blocked account at (specify institution and location):

c.  Deposits of: \$ and receipts shall be filed. No withdrawals shall be made without a court order.  Additional orders in Attachment 5c.d.  The personal representative is not authorized to take possession of money or any other property without a specific court order.6.  (Name): is appointed probate referee.

AUG 30 2001

Date:

JUDGE OF THE SUPERIOR COURT

7. Number of pages attached: 1

 SIGNATURE FOLLOWS LAST ATTACHMENT

## ORDER FOR PROBATE



Probate Code, §§ 8006, 8400